

91<sup>st</sup> Legislative Session – 2016

Committee: House Commerce and Energy

Wednesday, January 27, 2016

P - Present  
E - Excused  
A - Absent

Roll Call

P Beal  
P Harrison  
P Hawley  
P Kirschman  
P Novstrup (Al)  
P Stalzer  
P Steinhauer  
P Wiik  
P Willadsen  
P Wollmann  
P Zikmund  
P Schoenbeck, Vice-Chair  
P Rounds, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Tim Rounds, Chair.

MOTION: TO APPROVE THE MINUTES OF JANUARY 25, 2016

Moved by: Willadsen  
Second by: Beal  
Action: Prevailed by voice vote.

HB 1031: revise certain provisions pertaining to weights and measures.

Presented by: Jenna Howell, Department of Public Safety  
Proponents: Dawna Leitzke, SD Petroleum and Propane Marketers Association

MOTION: AMEND HB 1031

1031fd

On page 1 of the printed bill, delete lines 11 to 13, inclusive, and insert "period of not less than one year. If the location of the sale is an unattended fueling site, documentation shall be retained at the location where an inspector gains access to the unattended fueling site system. If any retail establishment does not have the required documents on site at the time an inspection is conducted, the department shall attempt one additional time to have the documents provided to the department. Thereafter, the department may charge the retail establishment the cost of the actual time spent locating the document at the set inspection rate. The total additional cost charged to the retail establishment may not exceed one hundred dollars per inspection.".

Moved by: Willadsen  
Second by: Zikmund  
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION AMEND HB 1031

1031fc

On page 1 of the printed bill, delete lines 4 to 13, inclusive.

Moved by: Wiik  
Second by: Harrison  
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1031 AS AMENDED

Moved by: Schoenbeck  
Second by: Wollmann  
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Zikmund, Schoenbeck, Rounds

HB 1084: define when concurrent employment may be used to calculate earnings in workers' compensation cases.

Presented by: Representative Anderson  
Proponents: James Marsh, Department of Labor and Regulation  
Richard Tieszen, Associated School Boards of South Dakota

Justin Smith, Sioux Falls Chamber of Commerce  
Shawn Lyons, South Dakota Retailers Association  
Mike Shaw, Property Casualty Insurers Association of America  
David Owen, SD Chamber of Commerce & Industry  
Lindsey Riter-Rapp, National Federation of Independent Business  
Deb Mortenson, Associated General Contractors of South Dakota  
Michelle Brich, South Dakota Hotel and Lodging  
Brenda Forman, South Dakota Association of Cooperatives

MOTION: AMEND HB 1084

1084ja

On page 2, line 3, of the printed bill, delete "may" and insert "shall".

On page 2, line 5, delete "." and insert "; however, an".

On page 2, line 6, delete "An".

Moved by: Wiik  
Second by: Wollmann  
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1084 AS AMENDED

Moved by: Rounds  
Second by: Willadsen  
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik,  
Willadsen, Wollmann, Zikmund, Schoenbeck, Rounds

SB 37: adopt the 2015 edition of the Uniform Plumbing Code.

Presented by: Mike Richards, Plumbinmg Commission  
Proponents: Bob Riter, South Dakota Plumbing, Heating and Cooling

MOTION: DO PASS SB 37

Moved by: Zikmund  
Second by: Wollmann

Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Zikmund, Schoenbeck, Rounds

MOTION: PLACE SB 37 ON CONSENT CALENDAR

Moved by: Wiik

Second by: Wollmann

Action: Prevailed by voice vote.

SB 40: revise signature and seal requirements for the Board of Technical Professions.

Presented by: Tom Hart, Department of Labor and Regulation

MOTION: DO PASS SB 40

Moved by: Wollmann

Second by: Schoenbeck

Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Zikmund, Schoenbeck, Rounds

MOTION: PLACE SB 40 ON CONSENT CALENDAR

Moved by: Zikmund

Second by: Schoenbeck

Action: Prevailed by voice vote.

SB 41: revise certain provisions related to the Board of Technical Professions.

Presented by: Tom Hart, Department of Labor and Regulation

MOTION: DO PASS SB 41

Moved by: Wollmann

Second by: Kirschman

Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Beal, Harrison, Hawley, Kirschman, Novstrup (Al), Stalzer, Steinhauer, Wiik, Willadsen, Wollmann, Zikmund, Schoenbeck, Rounds

MOTION: PLACE SB 41 ON CONSENT CALENDAR

Moved by: Zikmund  
Second by: Harrison  
Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Willadsen  
Second by: Wiik  
Action: Prevailed by voice vote.

Pam Kean  
Committee Secretary

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Tim Rounds, Chair